

Honorable Marsha J. Pechman

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON AT SEATTLE

DIANNE L. KELLEY and KENNETH
HANSEN,

Plaintiffs,

v.

MICROSOFT CORPORATION, a
Washington Corporation,

Defendant.

NO. C07-0475 MJP

STIPULATION AND [Proposed]
ORDER EXTENDING PLAINTIFFS'
DEADLINE TO FILE MOTION FOR
CLASS CERTIFICATION AND
MOTION RE: CHOICE OF LAW

CLASS ACTION

STIPULATION

The Court entered a Minute Order stating *inter alia* that plaintiffs may file separate motions on the issues of choice of law and class certification. Dkt. 25 at 1. In support of their motions, plaintiffs plan on presenting documents that defendant has designated as "confidential." The deadline to file plaintiffs' motions and supporting papers is September 25, 2007. CR 23(f)(3).

Defendant has filed a Motion for Entry of Protective Order. Dkt. 43. The motion is noted for hearing without oral argument on September 25, 2007—the same day plaintiffs are required to file their class certification and choice of law motions. The Court's decision on defendant's motion for a protective order will impact the procedures plaintiffs should follow

STIPULATION AND [Proposed] ORDER EXTENDING
PLAINTIFFS' DEADLINE TO FILE MOTION FOR CLASS
CERTIFICATION AND MOTION RE: CHOICE OF LAW - 1
No. C07-0475 MJP

GORDON TILDEN THOMAS & CORDELL LLP
1001 Fourth Avenue, Suite 4000
Seattle, WA 98154
Phone (206) 467-6477
Fax (206) 467-6292

1 when filing their class certification and choice of law papers, specifically relating to filing
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3 documents defendant has marked "confidential."
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5 Accordingly, the parties stipulate that the current deadline of September 25, 2007 for
6
7 plaintiffs to file their class certification and choice of law motions should be extended by one
8
9 week to October 2, 2007 or such later time as may be necessary for the Court to rule on
10
11 defendant's motion for a protective order.
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13 The deadline for filing motions for class certification may be extended "for good cause."
14
15 CR 23(f)(3). The parties believe the current circumstances establish good cause for the modest
16
17 extension requested.
18

19 DATED this 24th day of September, 2007.
20

21 **GORDON TILDEN THOMAS &**
22 **CORDELL LLP**
23
24

DAVIS WRIGHT TREMAINE LLP

25 By s/Mark A. Wilner
26 Jeffrey I. Tilden, WSBA #12219
27 Jeffrey M. Thomas, WSBA #21175
28 Michael Rosenberger, WSBA #17730
29 Mark A. Wilner, WSBA #31550
30
31

By s/Stephen M. Rummage
Stephen M. Rummage, WSBA #11168
Cassandra L. Kinkead, WSBA #22845
Charles S. Wright, WSBA #31940

32 **KELLER ROHRBACK L.L.P.**
33
34

MONTGOMERY, MCCrackEN,
WALKER & RHOADS, LLP

35 By s/ William C. Smart
36 William C. Smart, WSBA #8192
37 Ian S. Birk, WSBA #31431
38

By s/ Charles B. Casper
Charles B. Casper
Admitted Pro Hac Vice

39 Attorneys for Plaintiffs
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Attorneys for Defendant

ORDER

Based upon the above stipulation, plaintiffs' deadline for filing their motions on the issues of choice of law and class certification is extended to October 2, 2007, or three court days after the Court's ruling on defendant's Motion for Entry of Protective Order, whichever occurs later.

DATED this ____ day of _____, 2007.

MARSHA J. PECHMAN
UNITED STATES DISTRICT JUDGE

CERTIFICATE OF SERVICE

I hereby certify that on September 24, 2007, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the following.

Counsel for Defendant Microsoft Corporation

Stephen M. Rummage, WSBA #11168
Cassandra L. Kinkead, WSBA #22845
Charles S. Wright, WSBA #31940
Davis Wright Tremaine LLP
1201 Third Avenue Suite 2200
Seattle, Washington 98101-3045
steverummage@dwt.com
cassandrakinkead@dwt.com
charleswright@dwt.com

Counsel for Defendant Microsoft Corporation
– Admitted Pro Hac Vice

Charles B. Casper
Montgomery, McCracken, Walker & Rhoads
123 South Broad Street
Philadelphia, PA 19109
ccasper@mmwr.com

GORDON TILDEN THOMAS & CORDELL LLP

By s/Mark A. Wilner

Mark A. Wilner, WSBA #31550
Attorneys for Plaintiffs
1001 Fourth Avenue, Suite 4000
Seattle, WA 98154-1007
Telephone: (206) 467-6477
Facsimile: (206) 467-6292
Email: mwilner@gordontilden.com